



TOWN OF WELLESLEY

WELLESLEY, MA 02482
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POLICE DEPARTMENT

TERRENCE M. CUNNINGHAM
Chief of Police

To: Mr. Hans Larsen

From: Lieutenant Jack Pilecki

Date: June 8, 2006

Subj: Proposed Traffic Regulation Changes

The following is a summary of the proposed Traffic Regulations changes:

Changes to Parking Regulations:

1. Change **ARTICLE X Penalties SECTION 10-1** paragraph (a) from \$20 to \$50. Currently, \$20 is the maximum allowable fine. This is not sufficient given the new "Fire Lane" violation of \$50.00.
2. Add "In any Fire Lane" as a violation to **ARTICLE V, SECTION 5-1 General Prohibitions**. Add "In any Fire Lane" to **SECTION 5-7.5 General Prohibition Towing Zones**. Add "Fire Lane; \$50.00" to **ARTICLE X PENALTIES, SECTION 10-1**, paragraph (b).
3. Change from "10 feet" to "12 feet" **ARTICLE V, SECTION 5-1 General Prohibitions** (g). Change **SECTION 5-7.5 General Prohibition Towing Zones** (g) from "10 feet" to "12 feet".
4. Change the verbiage in the first sentence of **SECTION 5-2 Parking Locations and Prohibitions** from "Parking is prohibited" to "Parking or Standing is prohibited".
5. Add to **ARTICLE V, SECTION 5-1 General Prohibitions** "upon any way where the vehicle interferes with the removal or plowing of snow, or removal of ice". Add to **SECTION 5-7.5 General Prohibition Towing Zones** "upon any way where the vehicle interferes with the removal of plowing of snow, or removal of ice". Add to **ARTICLE X PENALTIES, SECTION 10-1** paragraph (b) "Obstructing Snow Removal, \$15.00".

6. Add "In any Handicapped Parking Space" as a violation to **ARTICLE V, SECTION 5-1 General Prohibitions**. Amend **ARTICLE X PENALTIES, SECTION 10-1** paragraph (b) to "Handicapped Parking; \$150.00". Add to **SECTION 5-7.5 General Prohibition Towing Zones** "In any Handicapped parking Space".
7. Add to **ARTICLE V, SECTION 5-1 General Prohibitions** paragraph (i) "unless in a space designated by street marking lines".
8. Add to **ARTICLE V, SECTION 5-3.4** the words "or standing" after the word "parked" in the first sentence.
9. Add "or tree lawn" to **SECTION 5-7.5 General Prohibition Towing Zones** paragraph (a). Add "or tree lawn" to **ARTICLE X PENALTIES, SECTION 10-1** paragraph (b) after "Obstructing a Sidewalk".
10. Add the violation of "Unpaid Meter (parking or standing); \$15.00" to **ARTICLE X PENALTIES, SECTION 10-1** paragraph (b).

Changes to Parking Fines:

"Restricted place or prohibited area" from \$10 to \$15
"Parking within 10 feet of hydrant" from \$15 to \$25
"Overtime parking" from \$10 to \$15
"Over one foot from the curb" from \$5 to \$15
"Improper use of meter space" from \$5 to \$15
"Double parking" from \$15 to \$20
"Handicapped Parking" from \$100 to \$150

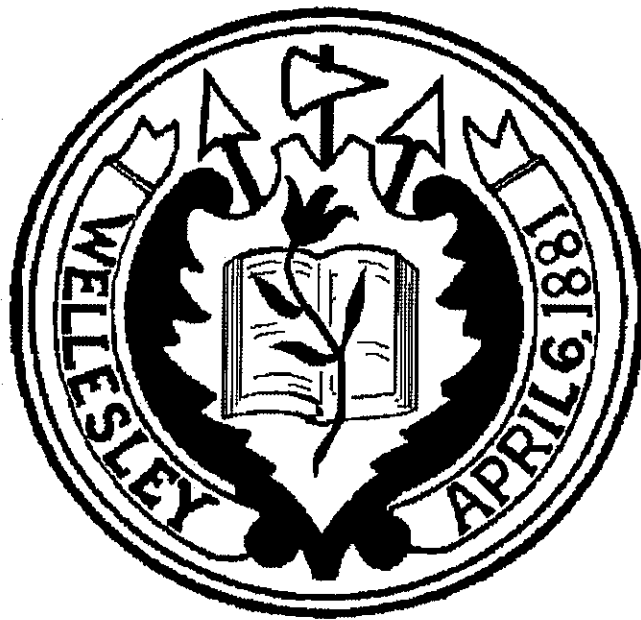
Changes to Parking Ticket Books:

- Add "or Tree Lawn" after "Obstructing a Sidewalk" to violation #9.
- Change the fine for Handicapped Parking from \$100.00 to \$150.00.
- Add the violation of "Unpaid Meter (parking or standing) with a fine of \$15.00.
- Add the violation of "Obstructing Snow Removal" with a fine of \$15.00.
- Add the violation of "Fire Lane" with a fine of \$50.00.
- Change the parking fines as outlined above.

RESPECTFULLY SUBMITTED:

LIEUTENANT JACK PILECKI
PATROL COMMANDER

Town of Wellesley



Traffic Regulations

ARTICLE V
STOPPING -- STANDING -- PARKING --TOW-AWAY ZONES

SECTION 5-1 General Prohibitions - Except when necessary to avoid conflict with other traffic or in compliance with the direction of a police officer or traffic sign or signal, no person shall allow, permit, or suffer any vehicle under his control or registered in his name to stand or park in any street way, highway, road or parkway under control of the Town of Wellesley in violation of any of the Traffic Rules or Orders adopted by the Board of Selectmen and in particular in any of the following places:

- (a) Within an intersection except in those intersections where the installation of parking meters has been approved by the Massachusetts Department of Public Works.
- (b) Upon any sidewalk *or tree lawns* (9/8/86)
- (c) Upon a bridge, provided official signs are erected, except as provided in Section 5-3.2.
- (d) Upon any crosswalk.
- (e) Upon the roadway in a rural or sparsely settled district.
- (f) Upon a roadway where parking, other than angle parking, is permitted, unless both wheels on the right side of the vehicle are within twelve (12) inches of the curb or edge of the roadway - provided however that upon one way streets parking vehicles shall be headed in the direction designated for traffic and in the manner above required.
- (g) Upon any roadway where the parking of a vehicle will not leave a clear and unobstructed lane at least ten (12~~9~~) feet wide for passing traffic.
- (h) Upon any street or highway within ten (10) feet of a fire hydrant.
- (i) Upon any street or highway within twenty (20) feet of any intersecting way unless in a space designated by street marking lines.
- (j) Within fifteen (15) feet of the wall of a fire station or directly across the street from such station provided signs are erected acquainting the driver with such restrictions.
- (k) In front of any private way or driveway.
- (l) At bus stops, provided official signs are erected, except buses, and no person shall park a bus within a business district at any other than a bus stop, when a nearby bus stop is available for use.
- (m) At taxicab stands, provided official signs are erected, except taxicabs, for a period of time longer than fifteen (15) minutes unless actually engaged in loading or unloading, and in no case for a period of time longer than one-half hour, and no person shall park a taxicab upon any street within a business district at any place other than the taxicab stand or stands designated for the use of his taxicab or taxicabs, except while engaged, or while waiting for an opportunity to use a taxicab stand designated for his use.
- (n) ~~(n)~~ On the roadway side of any vehicle stopped or parked at the edge or curb of a street in such manner as to constitute double line or multiple line parking.
- (o) In any Fire Lane
- (p) Upon any way where the vehicle interferes with the removal or plowing of snow, or removal of ice
- (q) In any Handicapped Parking space

SECTION 5-2 Parking Locations and Prohibitions - Parking or standing is prohibited, restricted or limited as to time, space and streets in accordance with a schedule of streets designated as Schedule I, on file in the office of the Board of Selectmen, a copy of which is on file at the Police Department, to which reference is made and which Schedule I is specifically incorporated in this section.

SECTION 5-2.1 Angle Parking - There shall be 45 degree angle parking allowed on streets as designated as Schedule XI, on file in the office of the Board of Selectmen, a copy of which is on file at the Police Department, to which reference is made and which Section XI is specifically incorporated in this section. (1/85)

SECTION 5-3 Parking Meters

SECTION 5-3.1 Pursuant to the Provisions of General Laws, Chapter 40, Section 22A, the installation, location, maintenance and operation of parking meters shall be under the supervision and direction of the Board of Selectmen. Meters shall be so constructed as to display a signal showing legal parking upon the deposit therein of the proper coin or coins of the United States as indicated by instructions on said meters and for such period of time as is or shall be indicated by instructions on said meters and for such period of time as is or shall be indicated by these Regulations.

SECTION 5-3.2 Parking is restricted or limited as to time and space on streets or parts of streets listed in a schedule designated as Schedule I-A, on file in the office of the Board of Selectmen, a copy of which is on file at the Police Department, to which reference is made and which Schedule I-A is specifically incorporated in this section. No person shall park a vehicle for a period of time longer than two hours between the hours of 8:00 A.M. and 6:00 P.M. on any of the streets or parts of streets hereinafter designated in Schedule I-A *except where so designated by specific signage*. This restriction shall not apply on Sundays or during the hours of legal holidays. (5/96)

In accordance with the foregoing, parking meter zones are hereby established in the streets or parts of streets listed in Schedule I-A.

SECTION 5-3.3 Parking meter spaces shall be established by the Board of Selectmen in such parking meter zones, and shall be indicated by white markings upon the surface of the highway.

Nothing contained in this parking meter section shall be construed to prohibit the Board of Selectmen from making provision for bus stops, taxicab stands, service or loading zones as authorized by other sections of the Traffic Regulations on any street or portion of street listed in Schedule I-A.

SECTION 5-3.4 Whenever any vehicle shall be parked or standing adjacent to a parking meter, the operator of said vehicle shall park within the space designated by street marking lines and, upon entering such space, shall immediately deposit in said meter the required coin of the United States for the maximum legal parking period or proportionate period thereof, both as indicated on the meter and if so required set the mechanism in motion.

SECTION 5-3.5 The fee for parking shall be ten (10) cents for twenty minutes or twenty-five (25) cents for one hour or fifty (50) cents for two hours, as shown on the meter. (5/21/90)

It shall be unlawful for any person to deposit or cause to be deposited in a parking meter any coin for the purpose of permitting the vehicle of which he is in charge to remain in a parking space beyond the maximum period of time allowed in a particular zone.

SECTION 5-3.6 It shall be unlawful for any person to park a vehicle within a parking meter space unless such vehicle is wholly within the painted lines adjacent to such meter.

SECTION 5-3.7 It shall be unlawful for any unauthorized person to tamper with, break, injure or destroy any parking meter or to deposit or cause to be deposited in such meter any slugs, device or metallic substance or any other substitute for the coins required.

~~SECTION 5-3.8 The Chief of Police is hereby designated as the person authorized to collect monies deposited in parking meters or to cause the same to be so collected. Such monies shall~~

~~be deposited forthwith with the Town Treasurer in a separate account to be known as the Wellesley Parking Meter Account. All fees received by said Town Treasurer of the Town of Wellesley from the operation and use of parking meters shall be used by the Board of Selectmen and the Town of Wellesley as authorized by said Chapter 40, Section 22A of the General Laws. (Deleted 07/02)~~

SECTION 5-4 It shall be the duty of police officers to enforce the provisions of Section 5-3.

Any person who violates any parking meter provision of these Regulations, or Rules and Orders, shall be subject to the penalties provided by Article X of these Rules and Orders and any other violation shall be punishable as may be provided by law.

SECTION 5-5 **Parking Vehicles for Sale Prohibited** - No person shall park upon any street any vehicle displayed for sale.

SECTION 5-6 **No All Night Parking** - No person shall park any vehicle, except in an emergency, on any street for a period of time longer than one (1) hour between the hours of 2 A.M. and 6 A.M. of any day.

SECTION 5-7 **Tow-away Zone Regulations**

SECTION 5-7.1 **In General** - In accordance with the provisions of Chapter 40, Section 22D of the General Laws, the Board of Selectmen of the Town of Wellesley hereby enacts the following regulations authorizing the removal to a convenient place of vehicles parked or standing in such manner, or in such areas as are hereinafter described on any way under the control of the Town of Wellesley. Vehicles specifically exempt by Chapter 40, Section 22D of the General Laws shall not, however, be subject to such removal.

SECTION 5-7.2 **Authorization of Police** - The moving or towing of any vehicle under the provisions of this section shall be by and at the direction of the Chief of Police or such other officer(s) of the rank of Sergeant or higher as he may from time to time designate.

SECTION 5-7.3 **Fees**- The Board of Selectmen may impose upon the owner of any vehicle moved or towed to a convenient place under the provisions of this section, such fees for towing, storage or other services as it may deem appropriate. Under no circumstance, however, shall the amount of said fees exceed the maximum amounts established by the Massachusetts Department of Telecommunications and Energy. (5/01)

SECTION 5-7.4 **Liability for Damage During Removal or Storage** - The Contractor shall be liable to the owner for any damage arising out of negligence caused to a vehicle in the course of removal and storage.

SECTION 5-7.5 **General Prohibition Towing Zones** - No person shall stand or park or allow, permit or suffer any vehicle registered in his name to stand or park in any of the following places:

- (a) Upon any sidewalk or tree lawn.
- (b) Upon any crosswalk.
- (c) Upon any way within twenty (20) feet of an intersecting way except alleys.
- (d) Upon a way within ten (10) feet of a fire hydrant.
- (e) On the roadway side of any vehicle stopped or parked at the edge or curb of the way.
- (f) In front of a public or private driveway.

- (g) Upon any way where the parking of a vehicle will not leave a clear and unobstructed lane at least ten (120) feet wide for passing traffic.
- ~~(h) In any bus stop.~~
- ~~(i) In any Fire Lane.~~
- ~~(j) Upon any way where the vehicle interferes with the removal or plowing of snow, or removal of ice.~~
- (k) In any Handicapped Parking space

Vehicles found in violation of the provisions of this section, except those specifically exempt by law, shall be removed to a convenient place under the direction of an officer of the Police Department and the owner of the vehicle so removed or towed away shall be liable to the cost of such removal and storage, if any, as set forth in subsection 7.3 of this Article. The owner of any vehicle removed or towed away under the provision of this Section shall also be subject to the penalties provided in Article X of these Rules and Orders.

SECTION 5-7.6 Parking Prohibitions, Towing Zone - No person shall stand or park or allow, permit or suffer any vehicle registered in his name to stand or park on any of the ways or parts of ways described and during the periods of time set forth in a schedule designated as Schedule I on file in the office of the Board of Selectmen, a copy of which is on file at the Police Department to which reference is made and which Schedule I is specifically incorporated in this section. Vehicles found in violation of the provisions of this section except those specifically exempted by law shall be removed to a convenient place under the direction of an officer of the Police Department and the owner of the vehicle so removed or towed away shall be liable to the cost of such removal and storage, if any, as is set forth in subsection 7.3 of this Article. The owner of any vehicle removed or towed away under the provisions of this section shall also be subject to the penalties provided in Article X of these Rules and Orders.

SECTION 5-7.7 Official Traffic Signs - The provisions of Section 5-7.6 shall be effective only during such time as a sufficient number of official traffic signs bearing the legend "Tow-Away Zone" are installed, erected, maintained and located so as to be visible to approaching drivers, said signs to be appended above or incorporated into the legend of Parking Prohibition Signs.

SECTION 5-7.8 Police to Keep Record of Towed Vehicles - The Police Department shall keep a record of all vehicles towed or removed under the provisions of this section. Such record shall be retained for one (1) year and shall contain the following information:

- (a) The registration of the vehicle.
- (b) The location from which it was towed, and time and date of tow order.
- (c) The location to which it was moved.
- (d) The fee charged for towing.
- (e) Name of towing contractor, if any.
- (f) Name and rank of officer who authorized towing.

SECTION 5-7.9 Service Zones - *No person shall park a vehicle upon any street in any service zone for a period of time longer than thirty (30) minutes and except while actually loading or unloading, in accordance with a schedule of such zones designated as SCHEDULE VII on file in the office of the Board of Selectmen.*

ARTICLE X
PENALTIES

SECTION 10-1 Any person who violates any provision of the foregoing rules shall be punished:

- a) by a fee not exceeding ~~twenty~~fifty dollars for each offense, except as otherwise provided by statute, and
- b) *by a fine for each offense for parking violations, under the provisions of Chapter 90, Section 20C of the General Laws as hereinafter set forth: Restricted Place or Prohibited Area \$~~10~~5.00; Parking within 10 ft. of Hydrant \$~~2~~15.00; Obstructing a Driveway \$15.00; Parking within 20 ft. of an Intersecting Way \$15.00; Wrong Direction \$15.00; Overtime Parking \$~~150~~.00; Over 1 ft. from Curb \$15.00; Improper Use of Meter Space \$15.00; Obstructing a Sidewalk or tree lawn \$15.00; Obstructing a Crosswalk \$20.00; All Night Parking \$15.00; Handicapped Parking \$~~1500~~.00; Double Parking \$~~15~~20.00; Fire Lane Violation \$50.00; Unpaid Meter (parking or standing) \$15.00; Less than 12 foot unobstructed lane \$15.00; Obstructing snow removal \$15.00.*

(as amended September 11, 1989, ~~and~~ November 1, 2000, and June 12, 2006)